



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/009,027	07/01/2002	Ravi Shrivastava	9320.146USWO	5512
23552	7590	07/08/2004	EXAMINER	
MERCHANT & GOULD PC P.O. BOX 2903 MINNEAPOLIS, MN 55402-0903			LILLING, HERBERT J	
			ART UNIT	PAPER NUMBER
			1651	
DATE MAILED: 07/08/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER
----------

ART UNIT
----------

PAPER
-------

20040706

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

The reply filed on April 26, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the election is contradictory since Applicant has indicated claim 12 as well as claim 19 has been elected. It is noted that PCT has indicated at least original claims 1-3 and 5-7 which are essentially the same as claim 11 is not patentable over five references. The instant claims lack a special technical feature based on the record. A search and examination of the various ingredients would be very burdensome since there is no special technical structure that is commensurate in scope with each of the ingredients in view of the prior art of record. Applicant is required to be in full compliance with the requirement for election of the different structural ingredients. It is advised that Applicant elects Group V with the additions as indicated in the previous office action. If applicant requests to elect glycerol as claimed then Applicant is required to elect Group I. If Group I is found to be allowable, Applicant would be enabled to obtain additional ingredients which do not materially effect the composition which would include other components. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

SERIAL NUMBER 10/009,027

HERBERT J LILLING  
Primary Examiner  
Art Unit: 1651